

REMARKS

These comments are responsive to the non-final Office Action dated March 9, 2007. The Office Action rejected claims 28-34 and 36 under 35 U.S.C. § 102(e) as being anticipated by Conley (US Patent No. 6,763,424) or claims 1-17, 35, and 37-42 under 35 U.S.C. § 103(a) with Conley as the primary reference. The present application (10/750,157) and US Patent No. 6,763,424 were, at the time the invention of the present application was made, commonly owned by SanDisk Corporation. As such, US Patent No. 6,763,424 is not applicable as prior art under 35 U.S.C. § 103(a). Accordingly, claims 28-34 and 36 have been cancelled and claims 35, 37, and 39 have been rewritten in independent form.

Consequently, it is now believed that the present application is now in form for allowance, an early indication of which is earnestly solicited.

Respectfully submitted,



James S. Hsue
Reg. No. 29,545

6/11/07

Date

Davis Wright Tremaine LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111-6533
(415) 276-6500 (main)
(415) 276-6541 (direct)
(415) 276-6599 (fax)
Email: jameshsue@dwt.com

VIA EFS

Attorney Docket No.: SNDK.348US0

Application No.: 10/750,157